

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

In the Matter of )  
)  
The Use of N11 Codes and Other )  
Abbreviated Dialing Arrangements )  
)  
Missouri RSA No. 7 Limited Partnership )  
dba Mid-Missouri Cellular )  
Amended Report on Implementation of 711 )  
Access to TRS, or in the Alternative, Petition )  
for Waiver of Sections 64.603 and 64.604(c)(3) )  
of the Commission's Rules )

CC Docket No. 92-105

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To: Chief, Wireless Telecommunications Bureau

**AMENDED REPORT OF MISSOURI RSA NO. 7 LIMITED PARTNERSHIP DBA MID-MISSOURI CELLULAR ON IMPLEMENTATION OF 711 ACCESS TO TRS, OR IN THE ALTERNATIVE, PETITION FOR WAIVER OF SECTIONS 64.603 AND 64.604(c)(3) OF THE COMMISSION'S RULES**

Missouri RSA No. 7 Limited Partnership dba Mid-Missouri Cellular ("Mid-Missouri"), by its attorneys, hereby amends its Jeopardy Report detailing why it will not be able to resolve implementation issues to provide 711 access to telecommunications relay services ("TRS") by October 1, 2001.<sup>1</sup> In the alternative, if the Wireless Telecommunications Bureau deems it necessary, Mid-Missouri hereby requests that the instant amended Jeopardy Report be treated as a petition for waiver of Section 64.603 of the Federal Communications Commission's ("Commission") Rules, 47 C.F.R. §64.603, with respect to the October 1, 2001 deadline for providing access via the 711

<sup>1</sup> See Report to the FCC on Implementation of 711 Access to TRS as provided by CC Docket No. 92-105, In the Matter of The Use of N11 Codes and Other Abbreviated Dialing Arrangements, filed December 11, 2000 ("Jeopardy Report").

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dialing code over the TDMA digital portion of its network to all relay services as a toll free call,<sup>2</sup> and waiver of Section 64.604(c)(3) of the Commission's Rules, 47 C.F.R. 64.604(c)(3), with respect to the October 1, 2001 deadline for conducting ongoing and comprehensive education and outreach programs that will increase the public awareness and understanding of 711 access to TRS.<sup>3</sup>

In its *Second Report and Order*, the Commission revised its rules so that each common carrier providing telephone voice transmission services shall provide, not later than October 1, 2001, access via the 711 dialing code to all relay services as a toll free call. In addition, each common carrier shall conduct, not later than October 1, 2001, education and outreach programs that will increase the public awareness and understanding of 711 access to TRS. The Commission, however, allowed wireless carriers who believed they may not be able to resolve implementation issues in a timely manner to file a report with the Commission within four months of the effective date of the *Second Report and Order*, stating that their ability to comply with the one-year deadline (October 1, 2001) is in jeopardy.<sup>4</sup> Mid-Missouri timely filed a jeopardy report with the Commission.<sup>5</sup>

Mid-Missouri provides analog and digital CMRS wireless service in the Missouri 7 – Saline RSA and the Kansas City, MO/KS MSA.<sup>6</sup> Mid-Missouri greatly desires to comply with the requirements of Sections 64.603 and 64.604(c)(3) to provide hearing-impaired persons with text telephone (“TTY”) access via the 711 dialing code over its digital wireless network, and to provide

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<sup>2</sup> 47 C.F.R. 64.603, as amended by In the Matter of The Use of N11 Codes and Other Abbreviated Dialing Arrangements, CC Docket No. 92-105, FCC 00-257, 15 FCC Rcd 15188, 65 Fed. Reg. 54799, *Second Report and Order*, (2000) (“*Second Report and Order*”).

<sup>3</sup> See 47 C.F.R. 64.604(c)(3), as amended by the *Second Report and Order*.

<sup>4</sup> *Second Report and Order*, at ¶ 38.

<sup>5</sup> See *Jeopardy Report*, December 11, 2000.

<sup>6</sup> Stations KNKN595(CMA510B) and KNKR207(CMA024B2).

education and outreach regarding the availability of TTY access via the 711 dialing code. As such, while Mid-Missouri has the ability to route and will route calls to a TRS provider via 711 on a toll free basis, it may not be able to provide wireless TTY access to its digital subscribers in time for the October 1, 2001 deadline.

As the Commission is aware, there are issues involving the ability of digital networks to provide proper access to TTY devices. In addition, digital *subscriber* equipment is currently not commercially available from handset equipment vendors to permit Mid-Missouri to offer wireless TTY access via the 711 dialing code, or any other TTY access number, to digital subscribers over its wireless network. This inability to provide service to certain types of TTY devices over digital networks has already come before the Commission in the context of provision of E911 access for TTY devices. In that proceeding, the Commission recognized that technical difficulties associated with achieving TTY compatibility on digital wireless systems exist and it granted an interim waiver of this compatibility requirement to over 100 carriers, including Mid-Missouri, while the industry worked on a solution.<sup>7</sup> The Commission has since extended the deadline for TTY digital deployment until June 30, 2002.<sup>8</sup> Thus, this is not a situation where compliance is unduly burdensome for Mid-Missouri; rather, it is impossible for Mid-Missouri to fully comply with the purpose of this rule section because there is no compliant handset equipment available.

Mid-Missouri can and will perform 711 call routing functionality on a timely basis. Moreover, Mid-Missouri analog handset subscribers should be able to fully utilize their TTY devices

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<sup>7</sup> See Revision of the Commission Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems, *Order*, 14 FCC Rcd 1700, (1998); See also 47 C.F.R. § 20.18.

<sup>8</sup> See Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems, CC Docket No. 94-102, *Fourth Report and Order*, 15 FCC Rcd 25216 (2000).

with the Mid-Missouri system and their analog handsets. However, the specific details of a timeline to implement 711 access to TRS via TTY devices over the digital wireless network, and other issues related to such implementation, relate to the technical specifications of the subscriber equipment that is being developed to provide TTY compatible service, and as such are beyond the scope of information which Mid-Missouri can provide. Such questions are more appropriately addressed by equipment vendors because the equipment vendors, and not the licensees, are directly involved in developing compliant equipment.

Finally, although Mid-Missouri agrees with the spirit of Section 64.604(c)(3), compliance with the aforementioned section would be impracticable if not impossible in the context of digital subscribers until such time as the requisite subscriber interface equipment is commercially available and full network compatibility has been confirmed. Accordingly, it may well be premature for Mid-Missouri to “conduct, not later than October 1, 2001, ongoing education and outreach programs that publicize the availability of 711 access to TRS in a manner reasonably designed to reach the largest number of consumers possible”<sup>2</sup> for digital subscribers, when that educational program must be linked to the availability of subscriber TTY devices to enable full 711 access to TRS.

As soon as the issues surrounding TTY access over digital networks are resolved, Mid-Missouri intends to comply with both Sections 20.18 911/TTY requirements (the topic of the interim waiver granted by the Commission), and with 64.603 and 64.604(c)(3) of the Commission’s rules. Since Mid-Missouri can immediately route 711 calls to a TRS provider, we do not believe a waiver of the rules is necessary.

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<sup>2</sup> See 47 C.F.R. 64.604(c)(3) as adopted in the *Second Report and Order*.

However, to the extent that lack of TTY access to digital subscribers requires a waiver of the subject Part 64 rules, Mid-Missouri respectfully requests the Commission grant such a waiver.

Respectfully submitted,

Missouri RSA No. 7 Limited Partnership dba  
Mid-Missouri Cellular



September 27, 2001

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CERTIFICATE OF SERVICE

I, CAROL MINDZAK, a secretary with the law firm of Kurtis & Associates, P.C., do hereby certify that I have this 27<sup>th</sup> day of September 2001, had copies of the foregoing "AMENDED REPORT OF MISSOURI RSA NO. 7 LIMITED PARTNERSHIP DBA MID-MISSOURI CELLULAR ON IMPLEMENTATION OF 711 ACCESS TO TRS, OR IN THE ALTERNATIVE, PETITION FOR WAIVER OF SECTIONS 64.603 AND 64.604(c)(3) OF THE COMMISSION'S RULES" filed electronically with the Federal Communications Commission. In addition, on this date, I have sent copies of this Report via first class mail, postage pre-paid to the following:

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\_\_\_\_\_  
CAROL MINDZAK

**Federal Communications Commission**

**The FCC Acknowledges Receipt of Comments From ...**  
**Missouri RSA No. 7 Limited Partnership dba Mid-Missouri**  
**Cellular**  
**...and Thank You for Your Comments**

**Your Confirmation Number is: '2001927417961 ' 1**

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